



Douglas T. Sloan
City Attorney

September 3, 2019

VIA EMAIL: 79222-90653485@requests.muckrock.com

CJ Ciaramella
Via MuckRock News
DEPT MR 79222
411A Highland Avenue
Somerville, MA 02144-2516

RE: Public Records Request received August 22, 2019
Records pertaining to SB 1421 – Christopher Martinez

Dear Mr. Ciaramella:

The Fresno City Attorney's Office has received your August 22, 2019, request for documents under the California Public Records Act (Gov. Code, § 6250 et seq., the Act).

Your request seeks the following:

All available misconduct records or serious use-of-force investigations regarding Fresno Police Department officer Christopher Martinez under Senate Bill 1421's amendments to California Penal Code sections 832.7 and 832.8 . . . to include: (1) records related to any incident where a law enforcement officer fired a gun at a person (regardless of whether someone was hit), or used force that resulted in serious injury or death; (2) records related to incidents where the agency found that an officer committed sexual assault against a member of the public—which includes attempts to coerce sex or proposition sex while on duty; and (3) records related to incidents where the agency found that an officer engaged in dishonesty in the investigation, reporting, or prosecution of crime or police misconduct which could include filing a false report, testifying untruthfully, or planting evidence.

Within 10 days of our receipt of your request, the City of Fresno (City) is required to provide you a response indicating whether any records will be disclosed, whether any records are exempt and the reasons for the exemption, and the estimated time in which the City will produce any disclosable records. (Gov. Code, § 6253(c).) However, the Act provides that in certain circumstances the City may extend the time to provide the response. (*Id.*)

Your request may involve the need to search for and collect potentially responsive records from facilities or other establishments that are separate from the City Attorney's Office, which is processing your request. Under Government Code section 6253, subdivision (c), paragraph (1), this letter serves as notice that the City will require the permitted extension of time.

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Under the Act, an extension of time may not exceed 14 days from the original 10-day deadline, rolling to the next Monday if such date falls on a weekend. We will provide you with a response not later than September 17, 2019. We appreciate your patience and understanding in this matter.

Very truly yours,



FRANCINE M. KANNE
Chief Assistant City Attorney

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